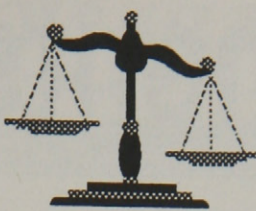


Quid Novi



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MCGILL UNIVERSITY FACULTY OF LAW

20 Mars 1995

March 20, 1995

Turbot and Hockey: Canadian Symbols?

Emmanuel Castiel
BCL II

Canada is constantly accused of being a country with no identity. People say: "Canada doesn't have any" symbols. Canadians don't have any reasons to feel patriotic." Well, I have to disagree. Canada has at least two major reasons for feeling patriotic: the turbot and hockey.

What's the connection you ask? Firstly, an attack on our fish or hockey is the only justification for Canadians going to "war" with another country. Hockey fans are used to seeing their players battle it out for world hockey domination. Now, Canadians are witnessing the first round of the "turbot war". As the newspaper La Presse pointed out, this fishy saga is giving Canadians the opportunity to "experience the joys of warlike patriotism". Let me paraphrase Frontenac by saying we'll greet those Spanish ships with the mouths of our cannons, eh! Secondly, fish and hockey players are two commodities we export in large quantities to the United States. Slowly but surely, hockey is gaining acceptance and popularity in the U.S.; Americans are enjoying our national sport and are dishing out major bucks to attract teams to their cities. This will result in the large commercialization of the game. Canadian markets will not be able to keep up and eventually, hockey will become extinct north of the border.

Oh oh, there's another similarity with the turbot.

Thirdly and most importantly, they both have in common Don Cherry! Cherry is the loud-mouthed, opiniated, former coach of the Boston Bruins who lost the Stanley Cup final to the Montreal Canadiens back when the Habs knew how to hustle and check and score (but I digress). He has always been a staunch defender of Canadian hockey while begging the NHL authorities to kick those "wimpy" Europeans out of North America. If he had the chance, he'd grab those cheap shot artists like Darius Kasparitis and Ulf Samuelson and blow them out of the Newfoundland Grand Banks. Well now he's come to the aid of the defenseless turbot during his March 11 installment of Coach's Corner. It aired when the Canadiens, who were hosting the N.Y. Rangers, were hoping to end their six game winless streak which started with a 7-0 loss to the Philadelphia Flyers. (Not coincidentally, that's the team with which Serge Savard concluded the Trade which was supposed to turn the Habs around.) Don Cherry told viewers that we should support our fishermen friends and encouraged viewers to go en masse to Newfoundland to loudly welcome the Spanish vessel the Estai. Ron McLean, Cherry's sidekick, wrapped up the segment in his usual corny way: he

said that "when the Spanish fishermen will arrive in Canada they'll see the signs that'll read Don't disTURB OT". Oy Vey!

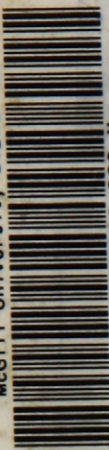
In conclusion, let me remind readers that fish and hockey have another connection. Fans of the Detroit Red Wings have been known to throw octopuses on the ice during a game. Maybe the fans of the St-John's Maple Leafs (Toronto's farm team) could throw turbots on the ice. But of course only after the stocks are replenished or after those Europeans stop fishing in our waters, whichever comes first. In fact, maybe every NHL team should follow the example of the San Jose Sharks and chose a fish, like a barracuda or a stingray, to represent them. Unfortunately, in the case of the Montreal Canadiens, it would have to be a sardine. So thanks to the turbot and hockey for giving us reasons to feel

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LEGAL THEORY WORKSHOP

Joshua Cohen, Departments of Philosophy and Political Science, Massachusetts Institute of Technology, Friday, March 24, at 11:30 a.m. in Room 202.

ASTRA LECTURES IN ETHICS

Dr. Wener Menski, Senior Lecturer in South Asian Laws, Law Department, School of Oriental and African Studies, University of London, will speak on "The Ethics of Legal Pluralism: Asian Laws in Britain Towards the Year 2000", Wednesday, March 29, at 6:00 p.m. in the Moot Court.

COURT CLERKSHIPS

Chief Justice of Quebec, the Honorable Pierre A. Michaud will address the students on court clerkships and the administration of justice, Wednesday, April 5, at 12:30 p.m. in Room 200.

NOTES FROM THE OFFICE OF UNDERGRADUATE STUDIES

Information for April 1995 examinations is starting to appear on board number 3 on the ground

floor. Check this board frequently for updated examination information.

All students are reminded to pick up their **second term examination numbers**.

If you have a first-term **deferred or supplemental examination** to write in August and have not yet done anything about it, pick up an **application form** from the OUS and return it by **Friday 31st March**. Each deferral of supplemental examination costs \$10.00.

The **deadline** for submission of second term **term essays and papers** is **Friday 21st April**, unless another, earlier deadline has been established by your instructor.

You can pick up your first term papers and assignments at the OUS until **Friday, March 31st**, after which time they will be recycled.

1995 Post Graduate Scholarships applications (Botsford Busteed, John W. Cook K.C. Prize, Macdonald Travelling, Thomas Shearer Stewart Travelling, Spiegel Sohmer Taxation) and **1995 Prizes & Scholarships applications** (essays, extra-curricular activities, improvement & progress and Anglophones showing proficiency in French) are now available from the OUS.

DELTA THETA PHI

ELECTIONS: Elections for the Officers

of F.R. Scott Senate of the Delta Theta Phi Law Fraternity for the 1995-1996 year will be held on Wednesday, March 29 at 4:30 p.m. in the Common Room of the Old Chancellor Day Hall. All present members of Delta Theta Phi, as well as any law students interested in joining are urged to attend. If you would like any additional information concerning the elections, please contact George Sopel at 843-1782.

"FROM DOWNTOWN FIRM TO CORPORATE COUNSEL: MAKING THE TRANSITION..."

Me. David Butts, McGill Graduate and corporate counsel at Burroughs Wellcome (a multidimensional pharmaceutical company) will be discussing the nature of legal practice as a corporate counsel. Me. Butts had worked for three years at Stikeman Elliott before making the transition to corporate counsel. This event is sponsored by the Delta Theta Phi Law Fraternity, and will be held Wednesday, March 29, 1995 at 4:30 p.m., place TBA. If you have any questions, call George Tomossy, LLB II.

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THANKS FOR SKIT NITE

Dean Stephen Toope

To all of you who worked so hard to make this year's Skit Nite an outstanding success, thank you. Given the artistic and financial success of the event, the only appropriate comment is - WOW! Skit Nite really is "a part of our heritage". It signals the good will, creativity and social commitment of students at McGill's Faculty of Law. Those qualities are among the principle reasons for the success of our Faculty. Again, many thanks.

Editorial

Fishy News

No editorial this week. With all these budget cuts threats, the Quid staff is attempting to raise funds the international way. We've gone Turbot fishing off the Grand Banks. Will return next week. If not, please bail us out.

Laurence Detière

\$250 will ease fees for two McGill Law Students

You've probably already seen the Meloche Insurance Brokers information booth outside the Moot Court in New Chancellor Day Hall.

It's not surprising to see Meloche on campus because they're very active as insurance brokers for many of Quebec's leading university students' associations - and a great many McGill graduates, too. The "Ease Your Fees" contest is one more way for Meloche to be involved in the professional development of McGill's Law students. On March 3, two students in the McGill Faculty of Law, Colin Lyle and Jonathan Levinson, each received \$250 towards their tuition fees.

As a partner with the McGill Law Students' Association since February 1994, Meloche is also involved with the McGill community through the Management Undergraduate Society and the Graduates' Society of McGill University.

There will be another "Ease Your Fees" drawing at the beginning of April. Entering is easy. Just fill out an entry form at the Meloche information booth on March 27 and 28. Drop by and you could be the next lucky student to "Ease Your Fees".

THE ENVIRONMENTAL LAW ASSOCIATION OF MCGILL
invites students, faculty and friends to the

ENVIRONMENTAL LAW CAREERS WINE & CHEESE

A rare opportunity to meet practitioners in an important, exciting and growing area of the law.

Thursday, March 30 at 6:00 p.m.
Thomson House Ballroom

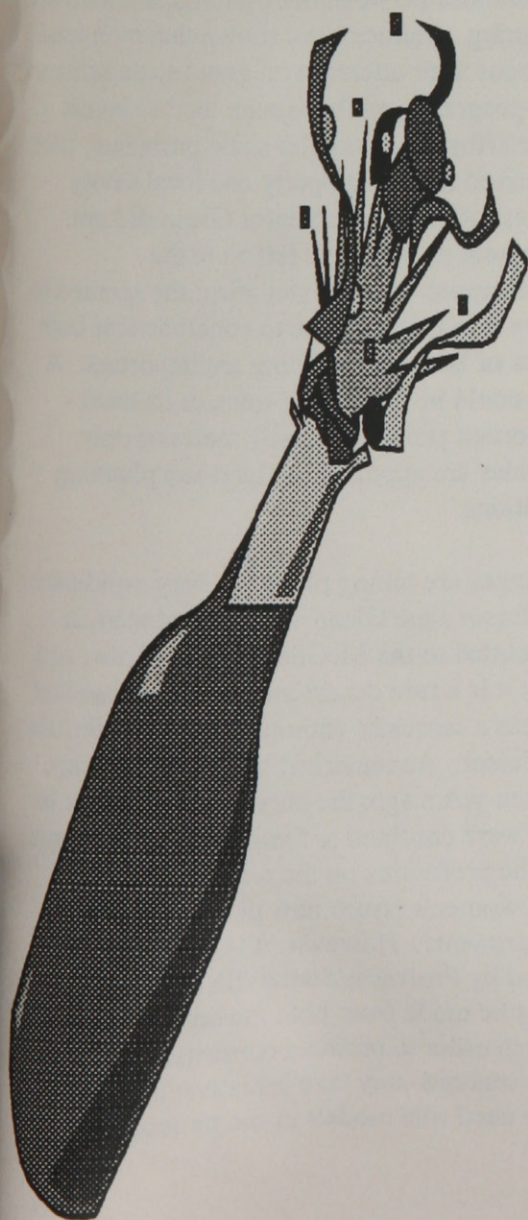
GUEST PANEL

PETER SILVESTER
Legal Counsel, Environment Canada

JOEL GOLDBERG
Heenan Blaikie

MARK TURCOT
Guy & Gilbert

DR. GREG BLOCK (or alternate)
North American Commission for Environmental Cooperation



GRAMMAR RULES!

Glen Linder, LLB I

Recently, in providing feedback on the papers that he had finished grading, one of this faculty's most beloved professors suggested to the first year LL.B. class that our command of English grammar was not as strong as it should be. He drew our attention to several commonly-made errors and provided some helpful suggestions on how we could grammatically improve ourselves. The professor in question also intimated that there were grave doubts in his mind as to whether any of us had ever consulted an English style manual. I don't know about my year. classmates, but I rarely feel the need to consult such a guide. Instead, I just stick to these ten rules of grammar. I hope that you will also find them useful:

*Never use a preposition to end a sentence with.

*And never begin a sentence with a conjunction.

*Be careful to never split infinitives.

*A singular subject have singular verbs.

*Avoid repetition, recapitulation, duplication, replication and reiteration.

*Remember to cheque your spelling.

*Keep your sentences short because if they get too long, your reader will forget what you were talking about at the beginning and may even start to think about something else, such as whether the Habs have any chance of making the playoffs this year.

*Correct, punctuation; is! very "important?"

*If you're using contributions from a different language, make sure that they are *à propos*.

*Last but not least, avoid clichés like the plague.

Student-Faculty Open Discussion

Sheena Bassani, LLB II

Monday, March 6 was the first day of International Women's Week. A Student-Faculty Open Discussion was organized to "kick off" the week of celebration and communication. Several Faculty members sat on a panel and spoke to students about some of their concerns and interests regarding gender issues, after which the audience was welcome to comment or pose questions.

Professor Sklar, one of the Faculty's Criminal Law Professors spoke about combating the inference of consent with rape shield laws. He centered his comments around the tension between the right of the accused to present his/her best defense and the right of the complainant to not be subjected to abusive cross-examination. Later in the discussion he spoke about our society's inherent resistance to change. He believes that people have general notions of rights and freedoms (i.e. to be able to walk around in public places), and that legislation aimed at protecting women (i.e. Stalking legislation) tends to clash with these general notions.

Margaret Somerville, a Medical Ethics Professor, challenged the presumptions from which many people operate in the area of medical research. She explained that drugs which help men are not always appropriate for women. This is somewhat novel to many of us, since most research in the past has been based solely on men. She urged the importance of requiring research groups to include studies of both men and women, and

further requiring an explicit explanation of why they are not including both sexes as subjects of their research, if that be the case (i.e. breast cancer research is only appropriate for women). Professor Somerville also emphasized the importance of questioning where research funds are going and in what proportions. For example, more people die every year from breast cancer than from AIDS, yet the latter receives far more attention and far greater funding from the government.

Professor Shauna Van Praagh, a Feminist Legal Theory Professor, stressed the importance of discussion with respect to women's issues. Change is most effectively achieved through the re-thinking and re-vamping of traditional presumptions. However, one must first discover what these presumptions are. Later in the discussion, Professor Van Praagh was asked to comment on the appropriateness of teaching Feminist Legal Theory in a single (and optional) course. She then posed the question to the audience of what could be done to change this confinement of Feminist Legal Theory to one particular course. One student praised the inclusion of related readings in the casebooks of various courses. However, it was noted that student input in a classroom is only productive to a point. Perhaps the Professors should be required to take Feminist Legal Theory courses, then they would generally be in a much better position to generate student interest and participation.

Our Property law Professor, Jane Glenn, highlighted the positive changes that have been made with respect to women's capacity for ownership. She also spoke about the differences between male and female land use planning. Studies have shown that men tend to focus their attention on grand scale schemes and programs, while women tend to invest their efforts into smaller scale problems, such as mixed uses of property and local safety issues. Although Professor Glenn did not comment on what she felt were the implications of these statistics, she seemed to leave it to the audience to conclude that both types of land-use planning are important. A city could be neglecting some of its most important problems if only males or only females are appointed to land-use planning positions.

Changes are taking place at a very rapid pace. Professor Jane Glenn was the first woman appointed to the McGill Faculty of Law, and now it is a rare occurrence that a law student passes a semester without at least one female professor. As remarked by Professor Sklar, fifteen years ago, the only women's issues in law were confined to family law. Comments by the professors on the panel clearly show that women's issues now permeate all legal departments. However, it is important, as noted by Professor Somerville, that efforts must be made from both the bottom and the top, in order to promote constructive change. The students may take initiative, but even they need role models in the profession.